

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

GREGORY R. RICE,

Plaintiff,

vs.

STATE OF WASHINGTON,
DEPARTMENT OF
CORRECTIONS, WASHINGTON
STATE DEPARTMENT OF
CORRECTIONS EMPLOYEES, G.
STEVEN HAMMOND, DEBORAH
TONHOFFER, ROBERT "RUSTY"
SMITH, JOSEPH LOPIN, SARA
SMITH, RODOLFO TREVINO,
KATHLEEN RENNINGER, LINDA
BODINE and DENNIS SYNNE,

Defendants.

NO: 2:15-CV-0029-TOR

ORDER ADOPTING REPORT AND
RECOMMENDATION, DISMISSING
COMPLAINT WITHOUT PREJUDICE
AND DIRECTING THAT
COLLECTION OF FILING FEE
CEASE

Magistrate Judge Rodgers filed a Report and Recommendation (ECF No. 18),
recommending that Mr. Rice's Motion to Voluntarily Dismiss this action be granted.
Defendants have not been served. There being no objections, the Court **ADOPTS**

1 the Report and Recommendation. Plaintiff's Motion to Voluntarily Dismiss
2 Complaint (ECF No. 14) is **GRANTED** and this action is **DISMISSED WITHOUT**
3 **PREJUDICE.**

4 **IT IS FURTHER ORDERED** Plaintiff's Motion to Waive Filing Fee (ECF
5 No. 15) is **GRANTED** and the institution having custody of Mr. Rice shall cease
6 collection of the filing fee in this action, formerly cause number **2:15-CV-0029-**
7 **JTR**, now 2:15-CV-0029-TOR.

8 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
9 Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff and
10 close the file. The District Court Executive is further directed to send a copy of this
11 Order to the **Office of the Department of Corrections, Attn: LFO/COS UNIT,**
12 **P.O. Box 41107, Olympia, WA 98504-1107**, to forward to the appropriate agency
13 having custody of Plaintiff. The District Court Executive also shall provide a copy
14 of this Order to the Financial Administrator for the United States District Court,
15 Eastern District of Washington.

16 **DATED** January 21, 2016.



Thomas O. Rice
THOMAS O. RICE
United States District Judge